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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

M.C.C. NO. 486 /2006

Single Bench

APPLICANTS
DEFENDANTS

1. Khorul,
S/o. Late Shri Hagra Sahu,
Aged about 64 years,

2. Birbal,
S/o. Khorul Sahu,
Aged about 34 years,

3. Dumeshwar,
S/o. Khorul Sahu,
Aged about 32 years,

All R/o. Vill. Silghat,
Patwari Halka No. 11/35,
Tahsil & District Dhamtari
(C.G.)

P.R. No. 2/607/06
Presented by R.K. Pada
dated 11/9/06

VERSUS

RESPONDENTS
PLAINTIFFS

1. Smt. Mehtarin Bai,
W/o. Late Gopal Sahu,
Aged about 67 years, R/o.
Village Bhatheli,
Tahsil Kurud,
District Dhamtari (C.G.)

2. State of Chhattisgarh,
Through Collector,
Dhamtari (C.G.)

RE... TED COPY
11/9/06
CLE... H.C. BILASPUR

APPLICATION FOR RESTORATION OF MISC. APPEAL NO. 713/2006

18

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

M.C.C.No. 486/2006

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

05.01.2007

Shri R.K. Pali, counsel for the applicants.

None for the respondent.

Heard.

This application (M.C.C. No. 486/2006) has been filed for restoration of M.A. No. 713/2006, which was an appeal under Order 43 Rule1(u) of the Code of Civil Procedure. This application is supported by affidavit of the counsel.

This matter was dismissed in default on 23.8.2006, when the Members of the Chhattisgarh High Court Bar absented themselves from the Court proceedings as a mark of protest against the action of the State Government in appointing outsiders as Law Officers of the State.

Learned counsel for the applicants submits that about hundred cases were dismissed in default on the said date and the Division Bench of this Court, headed by The Chief Justice, by passing a detailed order dated 6th October, 2006, restored almost about all the cases, which were dismissed by the said Bench on certain conditions. His submission is that the similar treatment may also be given to this case.

The prayer appears to be genuine.

The order of Division Bench passed in M.C.C. No. 495/2006 perused.

For the reasons stated in the order dated 6th October, 2006 passed by the Division Bench in M.C.C. No. 495/2006, this

P.T.O.

XI-HC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.C.C.No. 486/2006 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
vath	application is allowed on the same terms and conditions, which have been mentioned in the aforesaid order. The dismissed M.A. No. 713/2006 shall be restored to its original number on the reasons stated in the order. The M.C.C. stands disposed of. Sd/- Sunil Kumar Sinha Judge	